

Case number (if known): _____ Chapter 7

☐ Check if this is an amended filing

12/15

Use this form to begin a bankruptcy case against an individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against a non-individual, use the *Involuntary Petition Against a Non-individual* (Official Form 205). Be as complete and accurate as possible. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write name and case number (if known).

Check one:

- ☒ Chapter 7
- ☐ Chapter 11

Stuart

First name

Middle name

Pivar

Last name

Suffix (Sr., Jr., II, III)

Include any assumed, married, maiden, or trade names, or *doing business as* names.

☒ Unknown

XXX - XX -

OR **9** XX – XX –

☒ Unknown

EIN _____

EIN _____

Debtor In re Stuart Pivar Case number (if known) _____

6. Debtor's address

Principal residence

15 West 67th Street

Number Street

New York

City

NY

State

10023

ZIP Code

New York County

County

Principal place of business

Number Street

City

State

ZIP Code

County

Mailing address, if different from residence

Number Street

City

State

ZIP Code

7. Type of business

☐ Debtor does not operate a business

Check one if the debtor operates a business:

☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))

☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))

☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))

☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))

☒ None of the above

8. Type of debt

Each petitioner believes:

☐ **Debts are primarily consumer debts.** *Consumer debts* are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."

☒ **Debts are primarily business debts.** *Business debts* are debts that were incurred to obtain money for a business or investment or through the operation of the business or investment.

9. Do you know of any bankruptcy cases pending by or against any partner, spouse, or affiliate of this debtor?

☒ No

☐ Yes. Debtor _____ Relationship _____

District _____ Date filed _____ Case number, if known _____
MM / DD / YYYY

Debtor _____ Relationship _____

District _____ Date filed _____ Case number, if known _____
MM / DD / YYYY

Debtor In re Stuart Pivar Case number (if known) _____

Part 3: Report About the Case

10. Venue

Check one:

Reason for filing in this court.

☒ Over the last 180 days before the filing of this bankruptcy, the debtor has resided, had the principal place of business, or had principal assets in this district longer than in any other district.

☐ A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district.

☐ Other reason. Explain. (See 28 U.S.C. § 1408.) _____

11. Allegations

Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b).

The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a).

At least one box must be checked:

☒ The debtor is generally not paying such debtor's debts as they become due, unless they are the subject of a bona fide dispute as to liability or amount.

☐ Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.

12. Has there been a transfer of any claim against the debtor by or to any petitioner?

☒ No

☐ Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule 1003(a).

13. Each petitioner's claim

Name of petitioner	Nature of petitioner's claim	Amount of the claim above the value of any lien
Philip Mezzatesta	Breach of contract.	\$ 650,000.00
Michael Mezzatesta	Breach of contract.	\$ 100,000.00
Anne Frances Moore	Breach of contract.	\$ 15,200.00
Total		\$ 765,200.00

If more than 3 petitioners, attach additional sheets with the statement under penalty of perjury, each petitioner's (or representative's) signature under the statement, along with the signature of the petitioner's attorney, and the information on the petitioning creditor, the petitioner's claim, the petitioner's representative, and the attorney following the format on this form.

Debtor In re Stuart Pivar

Case number (if known) _____

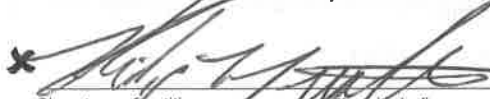
Part 4: Request for Relief

Petitioners request that an order for relief be entered against the debtor under the chapter specified in Part 1 of this petition. If a petitioning creditor is a corporation, attach the corporate ownership statement required by Bankruptcy Rule 1010(b). If any petitioner is a foreign representative appointed in a foreign proceeding, a certified copy of the order of the court granting recognition is attached.

Petitioners declare under penalty of perjury that the information provided in this petition is true and correct. Petitioners understand that if they make a false statement, they could be fined up to \$250,000 or imprisoned for up to 5 years, or both.

18 U.S.C. §§ 152 and 3571. If relief is not ordered, the court may award attorneys' fees, costs, damages, and punitive damages. 11 U.S.C. § 303(i).

Petitioners or Petitioners' Representative

x 

Signature of petitioner or representative, including representative's title

Philip Mezzatesta

Printed name of petitioner

Date signed 06/13/2023
MM / DD / YYYY

Mailing address of petitioner

17 Woodbridge Lane

Number Street

Quogue **NY** **11978**
City State ZIP Code

If petitioner is an individual and is not represented by an attorney:

Contact phone _____

Email _____

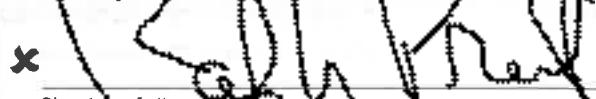
Name and mailing address of petitioner's representative, if any

Name _____

Number Street _____

City State ZIP Code _____

Attorneys

x 

Signature of attorney

Ralph E. Preite

Printed name

Koutsoudakis & Iakovou Law Group, PLLC

Firm name, if any

40 Wall Street, 49th Floor

Number Street

New York

NY

10005

City

State

ZIP Code

Date signed 06/15/2023
MM / DD / YYYY

Contact phone 212-404-8644 Email ralph@kilegal.com

Petitioner

In re Stuart Pivar

Case number, if known

x



Signature of petitioner or representative, including representative's title

Michael Mezzatesta

Printed name of petitioner

Date signed 06/13/2023
MM / DD / YYYY

Mailing address of petitioner

Colle Rucciolo Il Monte 20

Number Street

Labro, Reiti Italy 02010
City State ZIP Code

Name and mailing address of petitioner's representative, if any

Name

Number Street

City State ZIP Code

x

Signature of petitioner or representative, including representative's title

Anne Frances Moore

Printed name of petitioner

Date signed
MM / DD / YYYY

Mailing address of petitioner

17 Woodbridge Lane

Number Street

Quogue NY 11978
City State ZIP Code

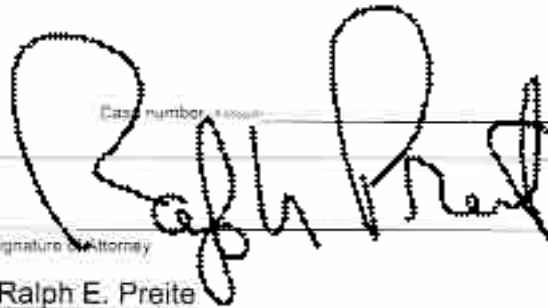
Name and mailing address of petitioner's representative, if any

Name

Number Street

City State ZIP Code

x



Signature of Attorney

Ralph E. Preite

Printed name

Koutsoudakis & Iakovou Law Group, PLLC

Firm name, if any

40 Wall Street, 49th Floor

Number Street

New York NY 10005
City State ZIP Code

Date signed 06/15/2023
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Contact phone 212-404-8644 Email ralph@kilegal.com

x

Signature of Attorney

Ralph E. Preite

Printed name

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Debtor

In re Stuart Pivar

Case number (if known)

x

Signature of petitioner or representative, including representative's title

Michael Mezzatesta

Printed name of petitioner

Date signed

MM / DD / YYYY

Mailing address of petitioner

Number Street

Labro

Italy

02010

City

State

ZIP Code

Name and mailing address of petitioner's representative, if any

Name

Number Street

City

State ZIP Code

x

Signature of petitioner or representative, including representative's title

Anne Frances Moore

Printed name of petitioner

Date signed

06/15/2023

MM / DD / YYYY

Mailing address of petitioner

17 Woodbridge Lane

Number Street

Westhampton Beach

NY

11978

City

State

ZIP Code

Name and mailing address of petitioner's representative, if any

Name

Number Street

City

State

ZIP Code

x

Signature of Attorney

Ralph E. Preite

Printed name

Koutsoudakis & Iakovou Law Group, PLLC

Firm name, if any

40 Wall Street, 49th Floor

Number Street

New York

NY

10005

City

State

ZIP Code

Date signed

MM / DD / YYYY

Contact phone 212-404-8644

Email ralph@kilegal.com

x

Signature of Attorney

Ralph E. Preite

Printed name

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Firm name, if any

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